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CITY AND COUNTY OF SAN FRANCISCO,
LADRON DURIO, AND JAMES MOORE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

GLADYS DEWITT,

Plaintiff,

vs.

CITY AND COUNTY OF SAN
FRANCISCO, SAN FRANCISCO
GENERAL HOSPITAL, LADRON
DURIO, JAMES MOORE, and DOES 1 –
25,

Defendants.

Case No. 07-3791 PJH

**DEFENDANT CITY AND COUNTY OF
SAN FRANCISCO'S REQUEST FOR
JUDICIAL NOTICE IN SUPPORT OF
MOTION TO DISMISS**

FRCP, RULE 12(B)(6)

Date: September 5, 2007
Time: 9:00 a.m.
Crtrm: Courtroom 3, 17th Floor

Exhibits: A-E

1 Pursuant to Federal Rule of Evidence 201, defendant City and County of San Francisco
2 hereby requests that this Court take judicial notice of the following:

3 A. DeWitt's Claim against the City and County of San Francisco, served March 23,
4 2006, a true and correct copy attached hereto as Exhibit A;

5 B. Order Sustaining Defendant City and County of San Francisco and Ladron Durio's
6 Demurrer to Plaintiff's Complaint, filed in San Francisco Superior Court April 25, 2007, a true
7 and correct copy attached hereto as Exhibit B;

8 C. Order Granting Plaintiff's Motion to Set Aside the Dismissal, filed in San Francisco
9 Superior Court June 29, 2007, a true and correct copy attached hereto as Exhibit C;

10 D. San Francisco Superior Court Docket, Case #459735, a true and correct copy attached
11 hereto as Exhibit D; and

12 E. San Francisco City Charter Sections 10.101 and 10.103, a true and correct copy
13 attached hereto as Exhibit E.

14
15 Dated: July 25, 2007

16 DENNIS J. HERRERA
17 City Attorney
18 ELIZABETH S. SALVESON
19 Chief Labor Attorney
20 ROSE-ELLEN H. FAIRGRIEVE
21 Deputy City Attorney

22 By: _____/s/_____
23 ROSE-ELLEN H. FAIRGRIEVE

24 Attorneys for Defendants
25 CITY AND COUNTY OF SAN FRANCISCO,
26 LADRON DURIO, AND JAMES MOORE
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